

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
AT NASHVILLE**

<b>TERRY LYNN KING,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b><u>CAPITAL CASE</u></b>
	)	
<b>v.</b>	)	<b>Case No. 3:18-cv-01234</b>
	)	
<b>LISA HELTON, et al.,</b>	)	<b>JUDGE CAMPBELL</b>
	)	
<b>Defendants.</b>	)	

---

<b>DONALD MIDDLEBROOKS,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b><u>CAPITAL CASE</u></b>
	)	
<b>v.</b>	)	<b>Case No. 3:19-cv-01139</b>
	)	
<b>LISA HELTON, et al.,</b>	)	<b>JUDGE CAMPBELL</b>
	)	
<b>Defendants.</b>	)	

---

**DEFENDANTS' UNOPPOSED MOTION TO WITHDRAW THEIR MOTION FOR  
SUMMARY JUDGMENT**

---

Defendants have filed a Notice of Inaccuracies or Misstatements to be Corrected. (D.E. 218.) Pursuant to Federal Rule of Civil Procedure 7(b)(1), Defendants also move to withdraw their Motion for Summary Judgment (D.E. 182), their Memorandum in Support of their Motion for Summary Judgment (D.E. 183), and their Statement of Facts in Support of their Motion for Summary Judgment (D.E. 184.) Counsel for Defendants have conferred with counsel for Plaintiff King, who does not oppose this motion. Additionally, counsel for Defendants and for Plaintiff

King consent that there is thus no need to respond to Plaintiff King's Statement of Additional Material Facts. (D.E. 201.)

Respectfully submitted,

HERBERT H. SLATERY III  
Attorney General and Reporter

s/ Rob Mitchell  
ROB MITCHELL (32266)  
Senior Assistant Attorney General  
SCOTT C. SUTHERLAND (29013)  
Deputy Attorney General  
MIRANDA JONES (36070)  
\*MALLORY SCHILLER (36191)  
CODY N. BRANDON (037504)  
\*DEAN S. ATYIA (039683)  
Assistant Attorneys General  
Law Enforcement and  
Special Prosecutions Div.  
P.O. Box 20207  
Nashville, Tennessee 37202-0207  
Off. (615) 532-6023  
Fax (615) 532-4892

[Robert.Mitchell@ag.tn.gov](mailto:Robert.Mitchell@ag.tn.gov)  
[Scott.Sutherland@ag.tn.gov](mailto:Scott.Sutherland@ag.tn.gov)  
[Miranda.Jones@ag.tn.gov](mailto:Miranda.Jones@ag.tn.gov)  
[Mallory.Schiller@ag.tn.gov](mailto:Mallory.Schiller@ag.tn.gov)  
[Cody.BRANDON@ag.tn.gov](mailto:Cody.BRANDON@ag.tn.gov)  
[Dean.Atyia@ag.tn.gov](mailto:Dean.Atyia@ag.tn.gov)

*Counsel for Defendants in King and  
Middlebrooks*  
*\*Counsel for Defendants in King*

## CERTIFICATE OF SERVICE

I certify that on May 6, 2022, a copy of the foregoing was filed and served via the Court's CM/ECF system on the following counsel for *King*:

Alex Kursman  
Lynne Leonard  
Anastassia Baldridge  
Hayden Nelson-Major  
Assistant Federal Defenders  
Federal Community Defender for the E.D.  
Penn.  
Suite 545 West, The Curtis  
601 Walnut St.  
Philadelphia, PA 19106  
(215) 928-0520  
[alex\\_kursman@fd.org](mailto:alex_kursman@fd.org)  
[lynne\\_leonard@fd.org](mailto:lynne_leonard@fd.org)  
[ana\\_baldridge@fd.org](mailto:ana_baldridge@fd.org)  
[hayden\\_nelson-major@fd.org](mailto:hayden_nelson-major@fd.org)

David Esquivel  
Sarah Miller  
Jeremy Gunn  
Michael Tackeff

Bass, Berry & Sims 150 Third Ave. South  
Nashville, TN 37201  
(615) 742-6200  
[desquivel@bassberry.com](mailto:desquivel@bassberry.com)  
[smiller@bassberry.com](mailto:smiller@bassberry.com)  
[jeremy.gunn@bassberry.com](mailto:jeremy.gunn@bassberry.com)  
[michael.tackeff@bassberry.com](mailto:michael.tackeff@bassberry.com)

Alice Haston  
Amy Rao Mohan  
Christopher C. Sabis  
Sherrard Roe Voight & Harbison, PLC  
150 Third Ave. South  
Suite 1100  
Nashville, TN 37201  
(615) 742-4539  
[ahaston@srvhlaw.com](mailto:ahaston@srvhlaw.com)  
[amohan@srvhlaw.com](mailto:amohan@srvhlaw.com)  
[csabis@srvhlaw.com](mailto:csabis@srvhlaw.com)

And via email on the following counsel for *Middlebrooks*:

Kelly Henry  
Supervisory Asst. Federal Community Defender,  
810 Broadway, Suite 200,  
Nashville, TN 37203  
615-695-6906  
[Kelley\\_Henry@fd.org](mailto:Kelley_Henry@fd.org)

s/ Rob Mitchell  
ROB MITCHELL